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Attorneys for Defendants
 HOWMEDICA OSTEONICS CORP.
 AND STRYKER CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

LAWRENCE PEARSON and MICHELLE
 PEARSON,

Plaintiffs,

v.

STRYKER CORPORATION and
 HOWMEDICA OSTEONICS
 CORPORATION d/b/a STRYKER
 ORTHOPAEDICS,

Defendants.

CV 09 – 0221 JW (PVT)

**STIPULATION FOR CONTINUANCE OF
 CASE MANAGEMENT CONFERENCE**

*[Declaration of Mario Horwitz filed
 concurrently]*

Case Mgmt. Conf.: Sept. 28, 2009
 Complaint Filed: Jan. 16, 2009

The parties, through their respective counsel, wish to undertake early exploration of alternatives to litigation, and therefore jointly request that the Case Management Conference currently scheduled for September 28, 2009 be continued for a period of 30-60 days.

Plaintiffs intend to grant defendant a corresponding extension of time within which to respond to the Complaint, in order to postpone motion practice during this period of time.

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1 IT IS SO AGREED AND STIPULATED.

2 Pursuant to General Order 45, Section X.B., Mario Horwitz hereby attests that
3 concurrence in the filing of this document has been obtained from each of the other signatories.
4

5 DATED: August 4, 2009

SEDGWICK, DETERT, MORAN & ARNOLD LLP

6
7 By:/s/ Mario Horwitz

Ralph A. Campillo

Mario Horwitz

8 Attorneys for Howmedica Osteonics Corp.
9 and Stryker Corporation

10
11 DATED: August 4, 2009

LEVIN SIMES KAISER & GORNICK

12
13 By:/s/ Rachel Abrams

Rachel Abrams

14 Attorneys for Plaintiffs Lawrence and Michelle
15 Pearson

16 DATED: August 4, 2009

AYLSTOCK, WITKIN, KREIS
& OVERHOLTZ, PLLC

17
18
19 By:/s/ Douglas A. Kreis

Neil D. Overholz


Douglas A. Kreis

20 Attorneys for Plaintiffs Lawrence and Michelle
21 Pearson

22 **IT IS SO ORDERED AS MODIFIED:**

23 The case management conference is continued to **November 16, 2009 at 10:00 AM**. The parties shall file a joint
24 case management conference statement by **November 6, 2009**. The statement shall comply with the Court's
Standing Order for submitting a Case Management statement as well as update the Court on the parties' efforts to
resolve this matter.

25 DATED: August 12, 2009

26 
Honorable James Ware

United States District Court Judge

CERTIFICATE OF SERVICE

(Pearson v. Stryker Corp., et al., Case No CV 09-00221 JW (PVT))

I hereby certify that I served the foregoing **STIPULATION FOR CONTINUANCE OF CASE MANAGEMENT CONFERENCE** on the following attorneys on the date noted below via the following method:

Method: ☒ US Mail, postage prepaid
☐ Facsimile
☐ Hand Delivery
☐ Overnight Delivery

Lawrence J. Gornick (SBN 136290) Debra DeCarli (SBN 237642) Rachel Abrams (SBN 209316) LEVIN SIMES KAISER & GORNICK LLP 44 Montgomery Street, 36th Floor San Francisco, CA 94104	Telephone: (415) 646-7160 Facsimile: (415) 981-1270 email: ddecarli@lskg-law.com email: rabrams@lskg-law.com Attorney for Plaintiffs Lawrence Pearson and Michelle Pearson
Neil D. Overholtz, Esq. (SBN 0188761) Douglas A. Kreis, Esq. (SBN 0129704) AYLSTOCK, WITKIN, KREIS & OVERHOLTZ, PLLC 803 North Palafox Street Pensacola, FL 32501	Telephone: (850) 916-7450 Facsimile: (850) 916-7449 email: dkreis@awkolaw.com email: noverholtz@awkolaw.com Attorney for Plaintiffs Lawrence Pearson and Michelle Pearson

DATED this 4th day of August, 2009

SEDGWICK, DETERT, MORAN AND ARNOLD LLP

By: _____

JEANINE JOHNSON